

January 27, 2011

The Board of Public Works & Safety met at 4:00 p.m. on the above date in the Meeting Room at City Hall Annex with Mayor Tucker presiding and members Fuelling and Higgins attending. Others attending were Supt. Givens; Comm. Maynard; Asst. Chief Dixon; Pam Robinson – Posey County News; and Sara Manifold – Mount Vernon Democrat.

Mayor Tucker called the meeting to order by stating members were either mailed or hand carried copies of the minutes of their previous meeting and by asking if there were any corrections or additions. He added if not, he entertains a motion to waive their reading and to approve the minutes as presented.

Board member Fuelling moved the reading of the minutes be waived and they be approved as presented. Seconded by Board member Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Mayor Tucker requested action on the claims presented.

Board member Higgins moved the claims presented be allowed for payment. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

\*\*\*\*\*CLAIMS\*\*\*\*\*

Mayor Tucker stated they will now hear the reports of the Departments.

Chief Belloat was not present.

Asst. Fire Chief Dixon stated he has no report.

Mayor Tucker asked if there were any questions ?

There were none.

Supt. Givens stated he has several things today, the first being at the end of 2010 there was a hit and run accident that damaged the fence around the Bristol Myers lift station. He added they never found out who did it but he has two quotes to have the fence repaired. The first quote is from Tri-State Fence for \$772.00 to repair the existing fence and make it look as it did before the accident. He stated the second quote is from Willis Fence Company for \$1,603.00 to totally replace the fence area. He added he would like to talk with Tri-State Fence on what they mean in their quote that they “believe” they can fix the fence, instead of totaling replacing it.

Board member Higgins asked if they should table action for now until he does that ?

Supt. Givens replied no, it really needs to be fixed.

Board member Fuelling moved they accept the quote of Tri-State Fence, contingent on their being able to fix the existing fence, and making it look nice, and Supt. Givens should get a guarantee that it will look nice. Seconded by Board member Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Supt. Givens then stated the work truck that they put the new motor in is back. It had been running just fine, but they had an issue with it, took it back to Ewing's and discovered the belt was put on wrong. It has now been fixed and is working great now. Ewing's has suggested another oil change in two weeks. He continued by stating he, Comm. Maynard and Attorney Higgins had a conference call with BP about their request to discharge some ground water into the sewer system. He added he is not real comfortable with this still. He stated Attorney Higgins asked for some references and they did get one out of Evansville who has agreed to meet with the city.

Comm. Maynard stated Dennis Givens and Supt. Givens are certified in this area, and he must default to them on this. If they are fine with the request, he is fine with it.

Supt. Givens stated the discharge area is located below a drinking water intake and he feels that because of that, Supt. Gray should also be brought into the conversation. He stated BP wants to discharge for three years and anything could go wrong in that period of time, then what ?

Mayor Tucker suggested Attorney Higgins write up some kind of release for the city.

Board member Fuelling stated he would like Attorney Higgins' opinion.

Supt. Givens stated he agrees and added he would also like to talk with IDEM on this.

Board member Fuelling moved Pre-Treatment Dir. Givens and Supt. Givens be permitted to take the city truck to Evansville to meet with the reference on February 2 at 10:00 am and discuss the remediation system. Seconded by Board member Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Supt. Givens continued his report by stating they need to discuss job descriptions. He added he had a meeting with Attorney Higgins about some issues he had concerns about. One being HIS job description because right now it states he would report to himself, as the descriptions for Supt. and Certified Operator are basically the same. They need to be combined into one. He added the CDL requirement also needs to be removed from the Superintendent's job description.

Board member Fuelling added then the Supt. would report to the Mayor through the Board of Works. Supt. Givens replied that is correct.

Board member Fuelling moved the Board accept the change as verified by Attorney Higgins and that Class 2 Operator be changed to Class 3 Operator. Seconded by Board member Higgins.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Supt. Givens stated the next job description issue is the Hourly Maintenance Operator – it has been changed in that the requirement a CDL must be obtained within six months of employment will be removed – a CDL will not be required for this position.

Board member Higgins moved the Board accept the change, that a CDL not be required for the position of Hourly Maintenance Operator. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Supt. Givens continued by stating the next issue is a new job description for a new Hourly Maintenance Operator that WILL require a CDL. He added he believes Comm. Maynard may have some issues with that.

Comm. Maynard stated he basically has only two jobs in his department – driver and laborer and really they all have a CDL and they all do basically the same job. He stated all of his men have the same description and they all have to get a CDL within six months of employment, and retain it while they are employed. He added he feels they need six months to get it, as it is hard to get and not everyone will pass on the first time. He stated he does not feel that should be a requirement to be considered for employment, but it will be once they are hired. He concluded by stating his department has a six month probationary period as well.

Board member Fuelling asked what happens if at the end of the six months they do not have it ?

Comm. Maynard replied they are terminated. That can be added to the job description for the CDL requirement.

Supt. Givens added that if they lost their license they are also terminated.

Comm. Maynard stated he feels that requirement is standard in business and is not unreasonable.

Board member Fuelling stated so if they can not get it renewed they are terminated.

Supt. Givens stated he has no problem with that.

Board member Fuelling stated currently there is no advantage to them having a CDL, pay wise.

Supt. Givens suggested a \$.25 on the hour increase, which would require a change to the salary ordinance.

Board member Fuelling stated the St. Dept. requires all of their workers (except Comm., Asst. Comm., and Secretary) to have a CDL. He stated that then becomes a limiting factor. He added Supt Givens wants only two employees to have to have a CDL, so does he need two different job descriptions ?

Supt. Givens stated if he hires a man, that man may not need the CDL part, but he may need to hire someone for the operator part of the job.

Board member Fuelling asked if every hourly/maintenance/operator requires a CDL ?

Supt. Givens replied yes they now have a description that requires a CDL and one that does NOT require a CDL.

Comm. Maynard stated in his department all workers do the same job and they all require a CDL that is nothing new in his department.

Board member Higgins suggested they table until Attorney Higgins can revise the description properly for Supt. Givens.

Board member Fuelling stated he agrees with the six month window to obtain a CDL and he also agrees with the worker having to keep it while they are retained.

Board member Higgins agreed and added it should be uniform.

Board member Fuelling agreed with that.

Comm. Maynard stated if Supt. Givens got in a bind and needed someone with a CDL for a certain job, he would help him out, they have always worked well together.

Supt. Givens added there should also be no extensions for a few days, a week, etc. they should be terminated if the CDL is not obtained.

Mayor Tucker asked if there were any other questions ?

There were none.

Comm. Maynard reported he has a written request from Bobby J. Steward, who resides at 1700 W. 4<sup>th</sup> Street , for a sanitation refund. He stated Mr. Steward has proof that he was charged for trash pick up for 14 months when he actually has been paying for a private service for some time. He added the amount of the refund would be \$120.40.

Board member Higgins moved the refund be authorized. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously. He then stated Comm. Maynard should make sure the water department takes the trash charges off of Mr. Steward's bill.

Comm. Maynard continued his report by stating he and Board member Fuelling have been doing some truck shopping, as discussed at a previous meeting, and the EDIT budget has money set aside for this purchase. He added Board member Fuelling has the quotes.

Board member Fuelling stated he checked with several dealers and he has three quotes – Expressway would ensure an easy purchase. He added they have given a nice quote of \$23,900, though the vehicle would have to be ordered, and it would also be red, to follow ordinance. He stated the quote is on a Ford 2011, 4WD with an extended cab.

Board member Higgins moved permission to proceed with purchase be given. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Comm. Maynard continued his report by stating his department has an opening and normally they hire through the temporary service that works with the department already. He added he feels they have "paid their dues" after working on the back of the packer truck. He stated he would like permission to start the process, as he already has one application in and the background check is in progress. He then stated he would like permission to hire this individual if everything goes well – this position has been vacant for a few months and they really need to fill it.

Board member Higgins moved permission to hire contingent on a clean background check be given. Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously.

Comm. Maynard concluded his report by stating he, Mr. Bebout and Mr. Rye just returned from pest management conference and currently Mr. Bebout is the employee licensed in weed management. He added he feels it would be a benefit to have more than just the only employee licensed in this area and would like permission for himself and Mr. Rye to attend a class to become certified at Purdue February 23, 2011. He stated they would leave on the 22<sup>nd</sup> and returned on the 24<sup>th</sup>. There would be a two night overnight.

Board member Higgins moved permission to attend be given, as well as use of the city credit card.

Seconded by Board member Fuelling.

Mayor Tucker asked if there was any discussion ?

There was none.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously. He then asked if there were any questions of Comm. Maynard ?

There were none.

Mayor Tucker stated on the Legal portion of the Agenda is action on the supply bids for 2011. He added as he nor Clerk-Treasurer Sitzman has heard any word from Attorney Higgins on this, they will table for now.

Mayor Tucker asked if anyone on the Audience wished to address the Board ?

There was no response.

Mayor Tucker asked if there was any Old Business ?

There was none.

Mayor Tucker stated under New Business, Bldg. Comm. Willis is working on more buildings downtown and work will begin Monday on 211 and 213 Main Street. He stated the contractor doing the work has asked to work with Comm. Maynard to barricade the area (alley) by Posey Grill.

Board member Fuelling replied definitely that is fine.

Board consented to request.

Mayor Tucker stated if there was no further business, he entertains a motion to adjourn.

Board member Fuelling moved the meeting be adjourned. Seconded by Board member Higgins.

Mayor Tucker stated all those in favor of the motion should signify in the affirmative; and following the vote, he reported the motion carried unanimously and adjourned the meeting.

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John Tucker

Mayor

ATTEST:

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Cristi L. Sitzman

Clerk-Treasurer